

Sponsored by: Burnett  
Introduction Date: March 31, 2009  
Public Hearing Dates: March 31 and April 14, 2009  
Enactment Date: April 14, 2009

**ORDINANCE 2009-14**

**AN ORDINANCE OF THE CITY OF MARATHON, AMENDING SECTION 6-21(a) OF THE CITY CODE REGARDING BUILDINGS AND CONSTRUCTION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, on January 24, 2006 by Ordinance No. 2006-02, the City of Marathon, adopted the 2004 Florida Building Code; and

**WHEREAS**, the Florida Building Commission has since issued a 2007 edition of the Florida Building Code in effect as the new standard building code throughout the State of Florida; and

**WHEREAS**, the City Council desires to amend the City Code to adopt the 2007 edition of the Florida Building Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA AS FOLLOWS:**

**Section 1.** The above recitals are true and correct and incorporated herein.

**Section 2.** Section 6-21(a) of the City Code is hereby amended to read as follows:

- (a) The **2007 Edition of the** Florida Building Code, as adopted and amended by the Florida Building Commission **or any replacement thereof issued by the Florida Building Commission from time to time**, is hereby adopted as the City's building code as if fully set forth herein.

**Section 3.** Any provision of the Code that conflicts with this Ordinance are hereby repealed, which includes but not limited to Ordinance 2006-02.

**Section 4.** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and

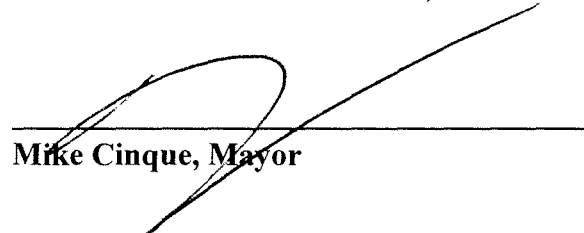
phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section 5.** It is the intention of the City Council, and it is hereby ordained that the provisions of this ordinance shall become a part of the City of Marathon, Florida Code of Ordinances; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the work "Ordinance" shall be changed to "Section" or other appropriate word.

**Section 6.** This Ordinance shall take effect immediately upon its adoption.

**ENACTED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA,** this 14<sup>th</sup> day of April, 2009.

**THE CITY OF MARATHON, FLORIDA**



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**Mike Cinque, Mayor**

AYES: Vasil, Snead, Ramsay, Worthington, Cinque  
NOES: None  
ABSENT: None  
ABSTAIN: None

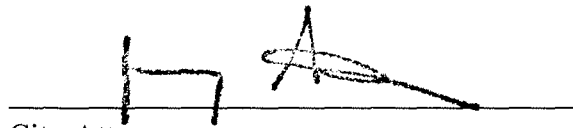
**ATTEST:**



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Diane Clavier, City Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**



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City Attorney